

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

UNITED STATES OF AMERICA

V.

DEBRA LYNN MERCER-ERWIN (1)
KAYLEIGH MOFFETT (2)
GUILLERMO GARCIA MENDEZ (3)
FEDERICO ANDRES MACHADO (4)
CARLOS ROCHA VILLAURRUTIA (5)
ALBAN GERARDO
AZOFEIFA-CHACON (6)
AARON BELLO-MILLAN (7)

Case Number 4:20CR212

ORDER GRANTING MOTION FOR CONTINUANCE

The Motion for Continuance filed by Government (Dkts. #303, 305) is granted. The Court, having considered the factors set forth in 18 U.S.C. § 3161, finds as follows:

1. Government's request is made knowingly, intelligently, and voluntarily.
2. The ends of justice served by granting the Government's request outweighs the best interest of the public and the Defendant's in a speedy trial.
3. The continuance is required to assure the necessary time for counsel to prepare effectively for trial, taking into account the exercise of due diligence.
4. The period of delay due to the motion for continuance is the period from the date of the motion through the date of the new trial setting, and this is excludable time under the Speedy Trial Act.

Based on this order, the trial and pretrial motion deadlines of all co-defendants are continued as well. See 18 U.S.C. § 3161(h)(6) (excluding “[a] reasonable period of delay when the defendant is joined for trial with a codefendant as to whom the time for trial has not run and no motion for severance has been granted”).

The motion of the United States is granted, and this case is RESET and specially set for Final Pretrial Conference on February 6, 2023 at 9:00 a.m. with Jury Selection and Trial to begin on February 6, 2023 at 10:00 a.m.

SIGNED this 13th day of July, 2022.



AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE